

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/FR03/01724	International filing date (day/month/year) JUNE 10, 2003	Priority date (day/month/year) JUNE 11, 2002
International Patent Classification (IPC) or national classification and IPC B60J7/20, B60J7/20		
Applicant FRANCE DESIGN et al.		

<p>1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of 4 sheets, including this cover sheet.</p> <p><input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).</p> <p>These annexes consist of a total of sheets.</p>
<p>3. This report contains indications relating to the following items:</p> <ul style="list-style-type: none"> I <input checked="" type="checkbox"/> Basis of the report II <input type="checkbox"/> Priority III <input type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability IV <input type="checkbox"/> Lack of unity of invention V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step and industrial applicability; citations and explanations supporting such statement VI <input type="checkbox"/> Cited documents VII <input type="checkbox"/> Defects in the international application VIII <input type="checkbox"/> Observations on the international application

Date of submission of the demand JANUARY 5, 2004	Date of completion of this report MARCH 17, 2004
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Form PCT/IPEA/409 (cover sheet)(January 2004)

INTERNATIONAL PRELIMINARY EXAMINATION REPORT**I. Basis of the report**

1. Concerning the elements of the International application (*Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to the report since they do not contain amendments (Rules 70.16 and 70.17).*):

Description, pages:

1-16 as initially filed

Claims, No.:

1-13 as initially filed

Drawings, sheets:

1/6-6/6 as initially filed

2. With regard to **language**, all the elements indicated above were available to the Administration or were furnished thereto in the language in which the international application was filed, except when specified to the contrary under this point.

The elements were available to the Administration or were furnished thereto in the following language: , which is:

- the language of a translation furnished at the end of the international search (in accordance with Rule 23.1(b)).
- the publication language of the international application (in accordance with Rule 48.3(b)).
- the language of the translation furnished at the end of the International Preliminary Examination (in accordance with Rule 55.2 or 55.3).

3. With regard to **sequences of nucleotides or amino acids** disclosed in the International Application (where applicable), the International Preliminary Examination was carried out on the basis of the sequence listing:

- contained in written form in the International Application.
- filed in computer-readable form with the International Application.
- subsequently furnished in written form to the Administration.
- subsequently furnished in computer-readable form to the Administration.
- The declaration has been furnished, in which the sequence listing, that has been written and subsequently furnished, does not go beyond the disclosure made in the application as filed.
- The declaration has been furnished, in which the information recorded in computer-readable form is identical to that of the sequence listing presented in written form.

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4. The amendments have resulted in the cancellation of:

- the description, pages
- the claims, Nos.
- the drawings, sheets/fig

5. This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated below (Rule 70.2(c)):

(Any replacement sheet including amendments of this nature must be indicated in point 1 and annexed to this report)

6. Additional observations, if necessary:

V. Reasoned declaration under Article 35(2) concerning novelty, inventive step, and susceptibility of industrial application; citations and explanations supporting such declaration

I. Statement

Novelty YES; Claims 1-12

NO. Claims

Inventive step YES, Ch. 1, § 14(1)

NO: Claims

Susceptibility of industrial application YES, G1 is a yes

NO. 81:

2. Citations and explanations

see separate sheet

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Concerning Point V

Reasoned Declaration on the basis of Article 35(2) as regards novelty, inventive step, and susceptibility of industrial application; citations and explanations in support of this declaration

Closest state of the art

Document US-6186577 discloses a lid assembly for a rear trunk of a vehicle having a foldable roof, in accordance with the characteristics of lines 1-26 and 30-32 of claim 1, and a vehicle equipped with such a trunk lid, in accordance with independent claim 13.

In that document, the trunk lid can be opened from the front backwards and from the rear forwards. That mechanism suffers from the disadvantage of being complex and of occupying a relatively large amount of space. That mechanism cannot therefore be applied to a wide variety of vehicles.

Object (problem to be solved)

To simplify the mechanism.

Solution

The control means comprise an articulated arm which moves during the first movement (opening from the front backwards) and during the second movement (opening from the rear forwards).

US-6186577 discloses only that the articulated arm moves during the first movement (opening from the front backwards).

Additional remarks

- Document US-6196577 is not cited in the description and the corresponding state of the art is not indicated (PCT Rule 5.1(a)(ii)).